

## **REMARKS**

Claims 1-16 were presented and examined. In response to the Office Action, Claims 1 and 9 are amended, no claims are added, and no claims are cancelled. Applicants request reconsideration in view of the following remarks.

### **I. Claims Rejected Under 35 U.S.C. § 103**

A. Claims 1, 2, 6, 7, 9, 10, 14 and 15 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Publication No. 2003/0001864 filed by Charpentier (“Charpentier”) in view of U.S. Patent No. 7,325,229 issued to Nicolle (“Nicolle”).

Applicants amend independent Claims 1 and 9 to include the elements of “wherein the graphics usage environment information includes user terminal characteristics information and a user’s graphics presentation preference information” (emphasis added). Support for the amendments may be found, for example, on page 9, lines 32-35, of the Specification. Applicants submit that Charpentier in view of Nicolle does not teach or suggest these elements.

Charpentier fails to teach these elements. Instead, Charpentier discloses manipulation of graphics information according to a computing device on which graphics information is to be displayed. The capabilities of the computing device impose a set of constraints for the display of the graphics information. The Examiner asserts that Charpentier discloses the recited “graphics presentation preference information.” However, Charpentier does not disclose graphics information which depends on the user preference. Charpentier merely discloses graphics information which depends on (the type of) the remote computing device (see paragraph 34 of Charpentier). Therefore, for at least these reasons, Charpentier fails to disclose the elements of “the graphics usage environment information includes user terminal characteristics information and a user’s graphics presentation preference information,” as recited in amended Claim 1.

Nicolle does not supply the missing elements in Charpentier with respect to the user’s graphics presentation preference information and the virtual camera. Nicolle is relied on for disclosing a schema-based graphic usage content. However, neither Charpentier nor Nicolle discloses “a user’s graphics presentation preference information,” as recited in Claim 1. Thus, in view of at least the foregoing reasons, Charpentier in view of Nicolle fails to teach or suggest

each element in Claim 1. Accordingly, reconsideration and withdrawal of the rejection of Claim 1 is respectfully requested.

With respect to Claim 9, this claim, as amended, recites analogous limitations to those in Claim 1. Therefore, for at least the reasons discussed in connection with Claim 1, Charpentier in view of Nicolle fails to teach or suggest each element of Claim 9. Accordingly, reconsideration and withdrawal of the rejection of Claim 9 are respectfully requested.

With respect to Claims 2, 6, 7, 10, 14 and 15 these claims depend on base Claims 1 or 9, respectively, and incorporate the limitations thereof. Thus, for at least the reasons discussed in connection with base Claims 1 and 9, Charpentier in view of Nicolle fails to teach or suggest each element of Claims 2, 6, 7, 10, 14 and 15. Accordingly, reconsideration and withdrawal of the rejection of Claims 2, 6, 7, 10, 14 and 15 is respectfully requested.

B. Claims 3-5 and 11-13 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Charpentier in view of Nicolle, and further in view of U.S. Publication No. 2001/0047422 filed by McTernan et al. (“McTernan”).

With respect to Claims 3-5 and 11-13, each of these claims depends on base Claims 1 or 9 and incorporates the limitations thereof. Thus, for at least the reasons discussed in connection with base Claims 1 and 9, Charpentier in view of Nicolle fails to teach or suggest each element of Claims 3-5 and 11-13. Further, McTernan fails to teach or suggest the amended elements of Claims 1 and 9. Applicants are unable to discern and the Examiner has failed to cite the portion of McTernan that discloses the amended elements. As a result, Charpentier in view of Nicolle in further view of McTernan fails to teach or suggest each element of Claims 3-5 and 11-13. Accordingly, reconsideration and withdrawal of the rejection of Claims 3-5 and 11-13 are respectfully requested.

C. Claims 8 and 16 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Charpentier in view of Nicolle and further in view of U.S. Patent No. 6,232,974 issued to Horvitz et al. (“Horvitz”).

With respect to Claims 8 and 16, these claims depend on base Claims 1 and 9, respectively, and incorporate the limitations thereof. Thus, for at least the reasons discussed in

connection with base Claims 1 and 9, Charpentier in view of Nicolle fails to teach or suggest each element of Claims 8 and 16. Further, Horvitz fails to teach or suggest the amended elements of Claims 1 and 9. Applicants are unable to discern, and the Examiner has failed to identify, the portion of Horvitz that discloses the amended elements. Consequently, Charpentier in view of Nicolle in further view of Horvitz fails to teach or suggest each element of Claims 8 and 16. Accordingly, reconsideration and withdrawal of the rejection of Claims 8 and 16 are respectfully requested.

### CONCLUSION

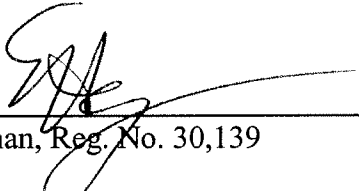
In view of the foregoing, it is believed that all claims now pending patentably define the subject invention over the prior art of record, and are in condition for allowance and such action is earnestly solicited at the earliest possible date. If the Examiner believes that a telephone conference would be useful in moving the application forward to allowance, the Examiner is encouraged to contact the undersigned at (310) 207 3800.

Respectfully submitted,

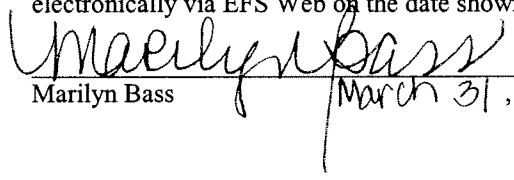
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I hereby certify that this correspondence is being submitted  
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Marilyn Bass

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